THE HONORABLE BENJAMIN H. SETTLE

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

CIVIL ACTION NO. 08-CV-05269 BHS

Plaintiff,

v.

STIPULATION FOR DISMISSAL AND ORDER

JAMBA JUICE COMPANY,

Defendant.

It is hereby stipulated by and between Plaintiff, Equal Employment Opportunity Commission, and Defendant, Jamba Juice Company, through their attorneys of record that the above-captioned action be dismissed with prejudice in its entirety as to all claims and all parties pursuant to Federal Rule of Civil Procedure 41. Each party will bear its own costs and attorney's fees.

**STIUPLATION FOR DISMISSAL -** Page 1 of 3 CIVIL ACTION NO. 08-CV-05269 BHS

EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION
San Francisco District Office
350 The Embarcadero, Suite 500
San Francisco, CA 94105
Telephone: (415) 625-5651
Facsimile: (415) 625-5657

## 

1 2 3	Dated: December 12, 2008	U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION 350 The Embarcadero, Suite 500 San Francisco, CA 94105 Telephone: 415-625-5651 Facsimile: 415-625-5657
4		
5		By /s/ Marcia L. Mitchell
6		By <u>/s/ Marcia L. Mitchell</u> Marcia Mitchell Attorneys for Plaintiff EEOC
7	Dated: December 12, 2008	AKIN GUMP STRAUSS HAUER & FELD LLP 2029 Century Park East, Suite 2400 Los Angeles, CA 90067-3012
9		2029 Century Park East, Suite 2400 Los Angeles, CA 90067-3012 Telephone: 310-229-1000 Facsimile: 310-229-1001
10		
11		Dy /a/ Apastasia M. Polos
12		By /s/ Anastasia M. Boles Anastasia M. Boles Attornovs for Defendant IAMBA HUCE
13		Attorneys for Defendant JAMBA JUICE CORPORATION
14	<b>E-filing concurrence</b> : I, Marcia L. Mitchell, attorney for Plaintiff EEOC, attest that I	
15	have abtained the concurrence of con-	insel for Defendants for the filing of the instant pleading.
	nave obtained the concurrence of cou	inser for Detendants for the filling of the instant pleading.
16	/s/ Marcia L. Mitchell	miser for Defendants for the fining of the histant pleading.
16 17		miser for Defendants for the fining of the histant pleading.
	/s/ Marcia L. Mitchell Marcia Mitchell	miser for Defendants for the filling of the histant pleading.
17	/s/ Marcia L. Mitchell Marcia Mitchell	miser for Defendants for the filling of the histant pleading.
17 18	/s/ Marcia L. Mitchell Marcia Mitchell	miser for Defendants for the filling of the histant pleading.
17 18 19	/s/ Marcia L. Mitchell Marcia Mitchell	miser for Defendants for the filling of the histant pleading.
17 18 19 20	/s/ Marcia L. Mitchell Marcia Mitchell	inser for Defendants for the fining of the histant pleading.
17 18 19 20 21	/s/ Marcia L. Mitchell Marcia Mitchell	inser for Defendants for the fining of the histant pleading.
17 18 19 20 21 22 23 24	/s/ Marcia L. Mitchell Marcia Mitchell	inser for Defendants for the fining of the histant pleading.
17 18 19 20 21 22 23	/s/ Marcia L. Mitchell Marcia Mitchell	inser for Defendants for the fining of the instant pleading.

**STIUPLATION FOR DISMISSAL -** Page 2 of 3 CIVIL ACTION NO. 08-CV-05269 BHS

EQUAL EMPLOYMENT
OPPORTUNITYCOMMISSION
San Francisco District Office
350 The Embarcadero, Suite 500
San Francisco, CA 94105
Telephone: (415) 625-5651
Facsimile: (415) 625-5657

## **ORDER**

Based on the stipulation of the parties, it is hereby ordered that the above-referenced matter is dismissed with prejudice in its entirety pursuant to Federal Rule of Civil Procedure 41. Each party shall bear its own costs and attorney's fees.

IT IS SO ORDERED.

DATED: 12/12/08

BENJAMIN H. SETTLE United States District Judge

**STIUPLATION FOR DISMISSAL -** Page 3 of 3 CIVIL ACTION NO. 08-CV-05269 BHS

EQUAL EMPLOYMENT
OPPORTUNITYCOMMISSION
San Francisco District Office
350 The Embarcadero, Suite 500
San Francisco, CA 94105
Telephone: (415) 625-5651
Facsimile: (415) 625-5657